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10 Attorneys for Defendants
11 K.O.O. CONSTRUCTION, INC. and TRAVELERS
12 CASUALTY AND SURETY COMPANY OF AMERICA

13 UNITED STATES DISTRICT COURT
14
15 NORTHERN DISTRICT OF CALIFORNIA
16
17 SAN JOSE DIVISION

18 The United States of America for the Use
19 and Benefit of HAROLD E. NUTTER &
20 SON, INC., a California corporation,

21 Use-Plaintiff,

22 v.

23 K.O.O. CONSTRUCTION, INC., a
24 California corporation; TRAVELERS
25 CASUALTY AND SURETY COMPANY
26 OF AMERICA, a Connecticut corporation,

27 Defendants.

CASE NO. 13:cv-04853 HRL

STIPULATION AND ORDER

28 Defendants K.O.O. CONSTRUCTION, INC. ("K.O.O.") and TRAVELERS CASUALTY
& SURETY CO. OF AMERICA ("Surety") (K.O.O. and Surety are together referred to as
"Defendants") and Use-Plaintiff HAROLD E. NUTTER & SON, INC. ("Nutter") stipulate as
follows:

The Parties stipulate to an extension of time for Surety to respond to the Complaint so that
it coincides with K.O.O.'s date to respond to the Complaint on December 10, 2013.

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DOWNEY BRAND LLP

1 Accordingly, the parties, by and through their counsel of record, HEREBY STIPULATE
2 that the responses to the Complaint in the above-entitled matter on behalf of defendants K.O.O.
3 Construction, Inc. and Travelers Casualty and Surety Company of America will both be due on
4 December 10, 2013.

5 IT IS SO STIPULATED.

6 DATED: December 4, 2013

DOWNEY BRAND LLP

7 By: 

TREVEN L. TILBURY

Attorney for Defendants

TRAVELERS CASUALTY AND SURETY
COMPANY OF AMERICA; K.O.O.
CONSTRUCTION, INC.

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13 DATED: December 5, 2013

MURPHY AUSTIN ADAMS SCHOENFELD LLP

14 By: 

D. MICHAEL SCHOENFELD

Attorney for Use-Plaintiff

HAROLD E. NUTTER & SON, INC.

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20 **ORDER**

21 On reviewing the Stipulation of the Parties hereto, and good cause appearing, the Court
22 adopts the stipulation of the parties as the order of this Court.

23 IT IS SO ORDERED.

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25 DATED: December 6, 2013


Magistrate Judge Howard R. Lloyd